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EXTRAORDINARY

भाग II — संख्या ३—उपलब्ध (ii)

PART II—Section 3—Sub-section (ii)

प्रधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह घटना संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF COMMERCE

NOTIFICATION

New Delhi, the 20th August 1968

S.O. 2820.—Whereas, in exercise of the powers conferred by section 6 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), the Central Government is of opinion that it is necessary or expedient so to do for the development of the Export Trade of India, that Palmyra fibre should be subject to quality control and inspection prior to export;

And whereas the Central Government has formulated the proposals specified below for the said purpose and has forwarded the same to the Export Inspection Council, as required by sub-rule (2) of rule 11 of the Export (Quality Control and Inspection) Rules, 1964.

Now, therefore, in pursuance of the said sub-rule, the Central Government hereby publishes the said proposals for the information of the public likely to be affected thereby.

2. Notice is hereby given that any person desiring to forward any objection or suggestion with respect to the said proposals may forward the same within thirty days of the date of publication of this notification to the Export Inspection Council, 'World Trade Centre', 14/1-B, Ezra Street, (7th floor), Calcutta-1.

PROPOSALS

(1) To notify that Palmyra fibre shall be subject to quality control and inspection prior to export:

(2) To specify the type of inspection in accordance with the draft Export of Palmyra Fibre (Inspection) Rules, 1968 set out in the Annexure II to this notification, as the type of inspection which would be applied to such Palmyra fibre;

(3) To recognise the specifications as set out in Annexure I to this notification as the standard specifications for Palmyra fibre;

(4) To prohibit the export, in the course of international trade of Palmyra fibre, unless the same is accompanied by a certificate issued by any of the Export Inspection Agencies established under section 7 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), to the effect that the Palmyra fibre conforms to one of the specifications as set out in the said Annexure.

2. Nothing in this notification shall apply to export by sea, land or air of samples of Palmyra fibre not exceeding in value of rupees twenty to prospective buyers.

3. Palmyra fibre shall mean fibre obtained from the sheath or bifurcated portion at the base of the leaf stalk of the Palmyra Palm (*Borassus umbraculifera*, Linn) and shall include dyed Palmyra fibre.

ANNEXURE—I

1. *Grade designation.*—Grade designation to indicate the quality of Palmyra fibre shall be as set out in column 1 of Schedules I and II.

2. *Definition of Quality.*—The quality indicated by the respective grade designations shall be as set out against each grade designation in columns 2 to 5 of Schedules I and II.

3. *Method of Marking.*—(1) The grade designation label shall be securely affixed to each package in a manner approved by the Export Inspection Council and shall clearly show the following particulars:—

- (a) Grade designation.
- (b) Trade description.
- (c) Year of harvest.
- (d) Date of packing.

(2) An exporter may, after obtaining the prior approval of the Export Inspection Council, mark his private trade mark on the package, in a manner approved by the said Council, provided that the private trade label does not represent quality or grade of Palmyra fibre.

SCHEDULE I

(See rules 1 and 2)

Grade designation and definitions of quality of "undyed (Natural) Palmyra Fibre"

Grade designation	Colour	Special Characteristics	Refraction (Maximum)%	General Characteristics
1	2	3	4	5
Extra stiff (ESU)	Dark Blackish@	20	0.25	The Moisture regain of the fibre shall not exceed 15%.
Prime stiff (PSU)	Blackish@#	25	0.25	They shall be free from knots, spots and splitting. The fibre shall be free from mould.
Medium stiff (MSU)	Dark Brownish\$	30	0.50	
Soft(SFU)	Brownish to whitish	40	1.00	

* As represented by the number of fibres of 2.5 cm length per 10 gms.

@ Shall include pithy matter, dirt, dust and other foreign matter.

May include not more than 5% of stiff brownish to whitish fibres.

@@ May include not more than 20% medium stiff brownish to whitish fibres.

\$ May include not more than 25% soft brownish to whitish fibres.

SCHEDULE II

(See rules 1 and 2)

Grade designations and definition of Quality of "Dyed Palmyra Fibre"

Grade designation	Colour	Special Characteristics Stiffness*	Refraction† (Maximum)%	General Characteristics
1	2	3	4	5
Extra stiff black (ESD)	Black	20	0·25	The moisture regain of the fibre shall not exceed 15%.
Prime stiff black (PSD)	„	25	0·25	They shall be free from moulds.
Medium Stiff black (MSD)	„	30	0·50	
Soft black (SFD)	„	40	1·00	
Extra stiff brown (ESB)	Brown	20	0·25	
Prime stiff brown (PSB)	„	25	0·25	
Medium stiff brown (MSB)	„	30	0·50	
Soft brown (SFB)	„	40	1·00	

*As represented by the number of the fibres of 2.5 cm length per 10 gms.

†Shall include pithy matter, dirt, dust and other foreign matter.

%Presence of brownish fibres in black colour fibre and vice-versa will be admissible to the extent of 5%.

ANNEXURE II

Draft rules proposed to be made under section 17 of the Export (Quality Control and Inspection) Act, 1963.

1. *Short title and commencement.*—(1) These rules may be called the Export of Palmyra Fibre (Inspection) Rules, 1968.

(2) They shall come into force on the—

2. *Definition.*—(a) In these rules, unless the context otherwise requires, "Agency" means any of the Export Inspection Agencies established at Calcutta, Delhi, Bombay, Madras and Cochin under Section 7 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963);

(b) "Grade designation label" shall mean the label showing the particular grade of the Palmyra fibre in accordance with the specifications recognised under section 6 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), the design of which is approved by the Director of Inspection and Quality Control appointed under section 4 of the said Act.

(c) "Palmyra fibre" means the dyed and undyed Palmyra fibre the grade designation of which have been prescribed in the notification.

3. *Basis of Inspection.*—Inspection of Palmyra fibre intended for export shall be carried out with a view to seeing that Palmyra fibre conform to the specifications given in Annexure I to this notification.4. *Preparation of consignment for exports.*—(1) Any person desiring to export Palmyra fibre shall prepare a consignment of Palmyra fibre so as to make the consignment conform to any one of the grade specifications prescribed.

(2) After preparing the Palmyra fibre in the manner specified in sub-rule (1) the exporter shall pack the same in bales or ballots of such weights as may be approved by the Export Inspection Council.

(3) The bales or ballots as the case may be shall thereafter be marked with grade designation label.

(4) Each package shall contain fibre of one grade designation only.

(5) Each package shall contain fibre of only one length or an assortment of not more than 3 lengths in equal proportions when required.

(6) Only sound, clean and dry packing material shall be used for packing Palmyra fibre.

(7) The exporters intending to use grade designation labels may obtain the requirement of such labels from the Director (Inspection and Quality Control), Export Inspection Council, 14/1-B, Ezra Street, Calcutta-1 or from any of the recognised agencies.

5. Procedure of Inspection.—(1) Any exporter intending to export Palmyra fibre shall submit an application to the Agency or an Officer of the Agency authorised in this behalf by the Agency, giving particulars of the consignment intended to be exported.

(2) An application under sub-rule (1) shall be made not less than seven days before the date of commencement of loading for export.

(3) On receipt of the application referred to in sub-rule (2), the Agency shall inspect the consignment of Palmyra fibre and satisfy itself that the consignment has been graded, packed and labelled in accordance with these rules.

(4) If on such inspection of the consignment of Palmyra fibre the Agency is satisfied that the same complies with the standard specifications and has been packed and labelled according to these rules it shall issue a certificate declaring the consignment is in accordance with the standard specification applicable to it and is exportworthy.

6. Place of Inspection.—Every inspection of Palmyra fibre under these rules shall be carried out at the premises of the exporter where the goods are offered for inspection or at the port of shipment.

7. Inspection Fee.—A fee at the rate of 25 paise for every one hundred rupees of the F.O.B. value of each such consignment shall be paid as inspection fee under these rules.

8. Appeal.—(1) Any exporter aggrieved by the refusal of the Agency to issue certificate under sub-rule (4) of rule 5, may, within ten days of receipt of communication of such refusal by him, prefer an appeal to a panel of experts consisting of not less than three persons as may be appointed for the purpose by the Central Government.

(2) The decision of the said panel on such appeal shall be final.

[No. 60(50) Exp. Insp/68.]

R. S. TALWAR, Jt. Secy.